

## Michie's Legal Resource Link

### § 8-310.1. Montgomery County.

(a) (1) Definitions.- In this section the following words have the meanings indicated.

(2) "Board" means the Montgomery County Board of License Commissioners.

(3) "Festival" means the Montgomery County Wine Festival.

(4) "Festival organization" means a nonprofit organization that is selected by Montgomery County to organize the festival and that has extensive experience in organizing and managing large-scale public events.

(b) Applicability.- This section applies only in Montgomery County.

(c) Festival authorized.- Under the supervision of the Montgomery County Department of Liquor Control, the County each year may conduct the Montgomery County Wine Festival on not more than 4 weekends that a festival organization selects.

(d) Contracts with licensees.- A festival organization may contract with holders of a Montgomery County retail alcoholic beverage license, a State Class 3 winery license, or a State Class 4 limited winery license to sell and display wine at the Festival.

(e) Restrictions on display and sale.-

(1) A festival organization, through contractors who hold a special festival license issued under subsection (g) of this section, may display and sell wine that is price filed in accordance with regulations adopted by the State Comptroller and distributed in the State.

(2) Wine may be displayed and sold at retail for consumption on or off the premises on the days and for the hours designated for the festival.

(f) Location and focus.- A festival organization:

(1) Shall choose for the festival a location that is a licensed or an unlicensed premises in the county; and

(2) Shall assure that the primary focus of the festival is the promotion of Montgomery County.

(g) License; fee; holding other licenses not prohibited; scope of Board's authority.-

(1) Before a person may sell, offer for sale, or display wine at a festival, the person must contract with the festival organization and obtain a special festival license from the Board.

(2) The license fee is \$30 for each day of the festival.

(3) Notwithstanding any other provision of law, a person may hold a special festival license in addition to another license issued under this article.

(4) The Board may deny a special festival license to any applicant, suspend or revoke a special festival license, or impose a fine not exceeding \$20,000 if the applicant or license holder violates a provision of this article or the regulations of the Board.

(5) Notwithstanding any other provision of law, all license fees collected under this subsection shall be deposited into the general fund of the county.

(h) Regulations.- The Board shall adopt regulations for implementing this section.